

Pending further consideration, a special message from the Governor by his Private Secretary, Mr. Britton, was announced as follows:

GOVERNOR'S OFFICE, }
Austin, Oct. 18, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: I return to the Senate, where it originated, the act entitled "an act to regulate in part the receipt and disbursement of public money," and ask that same be reconsidered.

This act seems clearly to be in conflict with the provision of the latter part of section VI, article XII, of the Constitution. This provision was part of the Constitution of 1845, and the financial history of the Republic of Texas shows that similar legislation of that period had been productive of so much evil that it was thought necessary by

constitutional enactment to prohibit it in the future. Aside, however, from any constitutional objection, the spirit of the act is contrary to good policy; it will only have the effect to encourage speculation in State warrants on the part of sheriffs as collectors of the taxes. The amount of Treasury warrants now outstanding being probably four times that of funds due the State from the sheriffs, these officers will, of course, purchase these warrants from holders at the best terms they can make and pay them into the Treasury in lieu of the money which they have received from taxpayers.

The remedy proposed in this act, for the present deficiency in the Treasury, is a make-shift which is not creditable to a State with so small a public debt as Texas, and at best can only afford very temporary relief. It is believed that the ordinary revenues from the present rate of taxation will soon be sufficient to meet all expenses of the State government and in the meantime any deficiency should be met by a sale of bonds at whatever they may be worth so that the State (and not her employes or creditors) may be the loser because of her failure to meet promptly her engagements.

Very respectfully,

EDMUND J. DAVIS, Governor.

Message read.

Consideration of veto message of the Governor on Senate bill No. 57, resumed.

The question being "will the Senate on reconsideration agree to pass the bill?"

Yeas and nays taken and the Senate on reconsideration refused to pass the bill (Senate bill No. 57) by the following vote:

Yeas—Baker, Bell, Bowers, Cole, Dohoney, Douglas, Evans, Gaines, Hall, Pyle, Saylor—9.

Nays—Flanagan, Ford, Hertzberg, Hillebrand, Latimer, Mills, Pettit, Pridgen, Rawson, Ruby, Shannon, Mr. President—12.

On motion of Senator Mills the Senate proceeded to the consideration of the veto message of the Governor upon Senate bill No. 437.

The question being "will the Senate on reconsideration agree to pass the bill?"

Yeas and nays called for and the Senate on reconsideration refused to pass the bill (Senate bill No. 437) by the following vote:

Yeas—Baker, Bowers, Cole, Dohoney, Douglas, Evans, Ford, Gaines, Hall, Hertzberg, Hillebrand, Rawson, Saylor—13.

Nays—Mr. President, Bell, Flanagan, Latimer, Mills, Pettit, Pridgen, Pyle, Ruby, Shannon, Tendick—11.